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Definition of "officers or employees" as set forth by the Office of the General Counsel, 17 August 1954

It is believed that the phrase "officers or employees" must at the very least, contemplate those individuals having an employee relationship to the Agency. There are many criteria for determining the existence of an employee-employer relationship, but for our purposes, it is sufficient to look to Part XIV of the Confidential Funds Regulations which establishes the various categories of personnel utilized by the Agency. In our opinion the categories eligible as a pure legal matter under the phrase "officers and employees" as used in Section 4 of the CIA Act of 1949 include:

- a. Staff employees
- b. Staff Agents
- c. Career Agents
- d. Contract employees

While the purely legal view, as indicated above, would include career agents and contract employees, it may well be that, as a policy matter since these categories are normally associated with projects within the DD/P area, any incidental benefits which might be made available to them by way of external training should properly be for consideration under the projects in which they are engaged.

The above is not to say that there is no authority in the Act for the training at non-CIA facilities of Agency personnel who do not fall within one of the categories mentioned. Providing that it is determined that this training of such other personnel is in the best interests of the Agency and in the furtherance of its operational mission, then the expense thereof may be borne by the Agency, out of funds made available to the office or project concerned, pursuant to the authority of Section 10.

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ROUTING AND RECORD SHEET

SUBJECT: (Optional)

FROM:

Director of Training
11, [redacted]

NO.

DATE

TO: (Officer designation, room number, and building)

DATE

OFFICER'S
INITIALS

COMMENTS (Number each comment to show from whom to whom. Draw a line across column after each comment.)

RECEIVED

FORWARDED

1 *Exec Secy, [redacted] [redacted]*
2611 [redacted]

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FORM
1 DEC 56

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USE PREVIOUS
EDITIONS

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